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File No.: 40000-0768

October 23, 2009

Via Facsimile

The Honorable Paul S. Diamond  
U.S. District Court for the Eastern District of Pennsylvania  
6613 U.S. Courthouse  
601 Market Street  
Philadelphia, PA

**RE: Estrada v. Home Depot U.S.A., et al.**  
**Civil Action No.: 5:08-CV-4367**

**FILED**

OCT 26 2009

MICHAEL E. KUNZ, Clerk  
By [Signature] Dep. Clerk

Dear Judge Diamond:

I am enclosing herewith a copy of a letter which I have forwarded to Judge Manfredi concerning a case which I have listed for trial in Philadelphia which precedes the trial in the above matter. As you can see, I have asked that Judge Manfredi take steps to expedite pretrial rulings in that case so that the start of the trial in that case is not delayed.

I thought it advisable to bring these issues to the attention of the Court earlier rather than later.

Respectfully yours,

*Frederick T. Lachat, Jr.*  
FREDERICK T. LACHAT, JR.

cc: *via facsimile:*  
Jesse Pleet, Esquire  
Kenneth Dubrow, Esquire  
Tiffany Alexander, Esquire



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Via Facsimile

The Honorable William J. Manfredi  
City Hall, Room 510  
Philadelphia, PA 19107

RE: **Chavez v. Corfu Contractors, Inc., et al.**  
**September, 2007, Civil Action No. 0045**

Dear Judge Manfredi:

I represent defendant, Corfu Contractors, Inc. in the above matter. I am writing to advise of issues relating to the scheduling of this matter. We appreciate that you assigned this case for a date certain trial to commence with jury selection on Friday, October 30, 2009 and trial testimony to commence on November 2, 2009. Based on the number of witnesses in the trial, etc., we had anticipated that this case would need about seven days to be tried, and we certainly expected that the trial would be concluded by no later than November 13, 2009 under any circumstances.

I am attached for trial before the Honorable Paul S. Diamond in the U.S. District Court in the case of Estrada v. Home Depot USA, et al., in the U.S. District Court for the Eastern District of Pennsylvania under Civil Action No. 5:08-CV-4367 to commence on November 17, 2009.

As of this date, there are currently pending five (5) motions for partial summary judgment, and ten (10) motions in limine. It does not appear that the partially dispositive motions have been assigned for disposition. I am concerned that the number of pending motions may delay the testimony in the trial. I respectfully suggest that it would be helpful if the pending motions for partial summary judgment could be ruled upon, and if the assigned trial judge could be identified earlier than the date for jury selection, perhaps we could address all of the outstanding motions through a conference with the assigned

The Honorable William J. Manfredi

October 23, 2009

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trial judge. It may also follow that rulings on these motions would assist in leading to a resolution of this case, or at least greatly expedite the trial.

Thank you for your consideration of this request.

Very truly yours,

  
FREDERICK T. LACHAT, JR.

Enclosure

cc: *via facsimile:*

The Honorable Paul S. Diamond

Neil Murray, Esquire

Bradley Remick, Esquire

Richard Abell, Esquire

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Kenneth Dubrow, Esquire

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